

# ATLANTA CITY COUNCIL

## ACTION/MINUTES

### FEBRUARY 15, 2010

The Atlanta City Council held its Regularly Scheduled Meeting on Monday, February 15, 2010. The Meeting convened at 1:14 p.m. in the Council Chambers at City Hall. The roll was called and a quorum was declared.

**PRESIDER (S):** The Honorable Council President Ceasar C. Mitchell presided.

**Attendance:**

The following (15) voting members were present at the Meeting:

<b>The Honorable Carla Smith *1:18</b>	<b>The Honorable Felicia A. Moore</b>
<b>The Honorable Kwanza Hall</b>	<b>The Honorable C. T. Martin</b>
<b>The Honorable Ivory L. Young, Jr.</b>	<b>The Honorable Keisha Lance Bottoms</b>
<b>The Honorable Cleta Winslow *1:27</b>	<b>The Honorable Joyce Sheperd</b>
<b>The Honorable Natalyn Archibong *2:33</b>	<b>The Honorable Michael J. Bond *1:30</b>
<b>The Honorable Alex Wan</b>	<b>The Honorable Aaron Watson *1:55</b>
<b>The Honorable Howard Shook</b>	<b>The Honorable H. Lamar Willis</b>
<b>The Honorable Yolanda Adrean</b>	

**\*Arrival Time:** - indicates arrival after convening roll call.

**INVOCATION:** Bishop James C. Polite, Jr. of the Atlanta Police Department Chaplaincy gave the invocation.

**PLEDGE OF ALLEGIANCE:** In unison, the Council recited the Pledge of Allegiance to the flag of the United States of America.

**REPORT OF THE JOURNAL:** Rhonda Dauphin Johnson, Municipal Clerk, certified to the Council and the Committee on Council that the **Action/Minutes** of the **February 01, 2010** Regular Meeting are true and correct. The Minutes were **FILED** without objection.

**ADOPTION OF AGENDA:** Without Objection, the Motion to Adopt the Agenda CARRIED by a roll call vote of 12 yeas; 0 nays.

# **COMMUNICATIONS**

**Council President Ceasar C. Mitchell Presided**

**COMMUNICATIONS**

- 10-C 0327 ( 1)      A Communication by **Councilmember Felicia A. Moore** re-appointing Ms. Bettina Alam as a member of the Atlanta Commission on Women. This appointment is for a term of two years, scheduled to begin on the date of Council confirmation.  
**REFERRED TO COMMITTEE ON COUNCIL WITHOUT OBJECTION**
- 10-C-0328 ( 2)      A Communication by **Councilmember H. Lamar Willis** appointing Mr. Edward M. Gilgor to serve as a member of the Keep Atlanta Beautiful Board. This appointment is for a term of two (2) years, scheduled to begin on the date of Council confirmation.  
**REFERRED TO CITY UTILITIES COMMITTEE AND COMMITTEE ON COUNCIL WITHOUT OBJECTION**
- 10-C-0386 ( 3)      A Communication by **Acting Chief Financial Officer Roosevelt Council, Jr.** regarding the recertification of employee organizations.  
**FILED WITHOUT OBJECTION**

## **VETOED LEGISLATION**

**Council President Ceasar C. Mitchell Presided**

**VETOED LEGISLATION**

**NONE**

## **UNFINISHED BUSINESS**

**Council President Ceasar C. Mitchell Presided**

**UNFINISHED BUSINESS**

**NONE**

# **CONSENT AGENDA SECTION I**



**Council President Caesar C. Mitchell Presided**

**CONSENT AGENDA**

There will be no separate discussion of these items. If discussion on any item is desired, the item will be removed from the Consent Agenda and will be considered separately per Rules for the Conduct of Business of the Council of the City of Atlanta (As Amended), Rule XI; Order of Business, SECTION 11.2; Consent Agenda.

The following CONSENT AGENDA SECTION I received a Favorable Recommendation and was Adopted in accordance with Section 11.2 by the following roll call vote: **12 Yeas:** Councilmembers Smith, Young, Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Bond, and Willis: **0 Nays.**

**SECTION I**

**ORDINANCES FOR SECOND READING**

**TRANSPORTATION COMMITTEE**

**KEISHA LANCE BOTTOMS, VICE-CHAIR**

- 10-O-0163 (1) An Ordinance by **Transportation Committee** authorizing the Mayor to grant an easement to Delta Air Lines, Inc. over and under property located at Hartsfield-Jackson Atlanta International Airport for the purpose of housing fiber communications equipment that will connect the Airport Terminals and Concourses with various Delta facilities on and around the Airport and that will provide the City with a right to use Delta's communications duct for the City's connectivity needs at Hartsfield-Jackson Atlanta International Airport; and for other purposes.

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;  
0 NAYS**

**FINANCE/ EXECUTIVE COMMITTEE**

**YOLANDA ADREAN, CHAIR**

- 10-O-0167 (2) A **Substitute** Ordinance by **Finance/ Executive Committee** to authorize the Mayor or his designee to enter into an In-Building Radio Distribution Agreement with Verizon Wireless to allow better radio systems performance for Atlanta Police Department ("APD") Personnel at the 3493 Donald Lee Hollowell Parkway Annex for APD at no expense to the City of Atlanta.

**ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE  
OF 12 YEAS; 0 NAYS**

- 10-O-0229 (3) A **Substitute** Ordinance by **Finance/ Executive Committee** submitting the Twelfth Supplemental Bond Ordinance to Ratify, Reaffirm, and Supplement that certain Master Bond Ordinance adopted on March 31, 1999, as supplemented and amended by that certain First Supplement Bond Ordinance adopted on March 5, 2001, that certain Series 2001 Bond Ordinance adopted on

**Council President Ceasar C. Mitchell Presided**

**CONSENT AGENDA (CONT'D)**

**SECTION I (CONT'D)**

**ORDINANCES FOR SECOND READING (CONT'D)**

**FINANCE/ EXECUTIVE COMMITTEE (CONT'D)**

**YOLANDA ADREAN, CHAIR**

- 10-O-0229 (3)  
(Cont'd)      December 5, 2001, that certain Series 2004 Bond Ordinance adopted on August 16, 2004, as supplemented by that certain Supplemental Series 2004 Bond Ordinance adopted on September 15, 2004, that certain Fifth Supplemental Bond Ordinance adopted on November 19, 2007, that certain Series 2008 Bond Ordinance adopted on March 17, 2008, that certain Seventh Supplemental Bond Ordinance adopted on October 6, 2008, that certain Series 2009 Bond Ordinance adopted on May 4, 2009, as supplemented by that certain Supplemental Series 2009 Bond Ordinance adopted on June 17, 2009, and that certain Series 2009B Bond Ordinance adopted on October 5, 2009, as Supplemented by that certain Supplemental Series 2009B Bond Ordinance adopted on October 14, 2009; to authorize the execution and delivery by the City of Atlanta of Amendments to an Interest Rate Swap Agreement that hedged a portion of the City's Water and Wastewater Revenue Bonds; and for other purposes.

**ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**

**CITY UTILITIES COMMITTEE**

**NATALYN M. ARCHIBONG, CHAIR**

- 10-O-0317 (4)      An Ordinance by **Councilmembers Carla Smith and Ivory L. Young, Jr.** authorizing the Mayor on behalf of the Department of Public Works, to enter into an agreement with 880 Glenwood, LLC, for the construction and operation of a temporary tie-back support system and authorizing a subsequent Encroachment Agreement if modifications to the construction make such an agreement necessary; and for other purposes.

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**

**COMMUNITY DEVELOPMENT/ HUMAN RESOURCES COMMITTEE**

**JOYCE SHEPERD, CHAIR**

- 10-O-0153 (5)      An Ordinance by **Community Development/ Human Resources Committee** to correct Ordinance Number 08-O-2417 adopted by the City Council on February 2, 2009 and approved by the Mayor on February 10, 2009, by deleting the incorrect Department,

Council President Cesar C. Mitchell Presided

**CONSENT AGENDA (CONT'D)**

**SECTION I (CONT'D)**

**ORDINANCES FOR SECOND READING (CONT'D)**

**COMMUNITY DEVELOPMENT/ HUMAN RESOURCES COMMITTEE (CONT'D)**  
**JOYCE SHEPERD, CHAIR**

- 10-O-0153 ( 5)  
(Cont'd)      Organization and Expenditure Number and Description, and inserting in lieu thereof the correct Department, Organization and Expenditure Number and Description; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;**  
**0 NAYS**
- 10-O-0154 ( 6)      An Ordinance by **Community Development/ Human Resources Committee** to correct Ordinance Number 09-O-1500 adopted by the City Council on September 21, 2009 and approved by the Mayor on September 25, 2009, by deleting the incorrect Department, Organization and Expenditure Number and Description, and inserting in lieu thereof the correct Department, Organization and Expenditure Number and Description; and correcting the Grant Award to \$277,162.00; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;**  
**0 NAYS**
- 10-O-0155 ( 7)      An Ordinance by **Community Development/ Human Resources Committee** to correct Ordinance Number 09-O-1501 adopted by the City Council on September 21, 2009 and approved by the Mayor on September 25, 2009, by deleting the incorrect Department, Organization and Expenditure Number and Description, and inserting in lieu thereof the correct Department, Organization and Expenditure Number and Description; and correcting the Grant Award to \$321,359.00; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;**  
**0 NAYS**
- 10-O-0156 ( 8)      An Ordinance by **Community Development/ Human Resources Committee** to correct Ordinance Number 09-O-1502 adopted by the City Council on September 21, 2009 and approved by the Mayor on September 25, 2009 by deleting the incorrect Department, Organization and Expenditure Number and Description, and inserting in lieu thereof the correct Department, Organization and Expenditure Number and Description; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;**  
**0 NAYS**

Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA (CONT'D)**

**SECTION I (CONT'D)**

**ORDINANCES FOR SECOND READING (CONT'D)**

**COMMUNITY DEVELOPMENT/ HUMAN RESOURCES COMMITTEE (CONT'D)**  
**JOYCE SHEPERD, CHAIR**

- 10-O-0158 (9) An Ordinance by **Community Development/ Human Resources Committee** amending the 2010 (Dislocated Worker Job Training Fund) Budget, Atlanta Workforce Development Agency, by adding to anticipations and appropriations in the amount of \$699,836.00 in the Workforce Investment Act Dislocated Worker Fund from the Georgia Department of Labor, to provide job training and other skills to local dislocated workers; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;**  
**0 NAYS**
- 10-O-0159 (10) An Ordinance by **Community Development/ Human Resources Committee** amending the 2010 (Adult Worker Job Training Fund) Budget, Atlanta Workforce Development Agency, by adding to anticipations and appropriations in the amount of \$1,530,073.00 in the Workforce Investment Act Adult Worker Fund from the Georgia Department of Labor, to provide job training and other skills to local adult workers; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;**  
**0 NAYS**
- 10-O-0157 (11) An Ordinance by **Community Development/ Human Resources Committee** amending the 2010 (Intergovernmental Grant Fund) Budget, by adding to anticipations and appropriations in the amount of \$750,000.00 in Community Development Block Grant (CDBG) Supplemental Disaster Recovery Funds, awarded to the City by the Georgia Department of Community Affairs (DCA); and for other purposes. (Public Hearing held 2/9/2010)  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;**  
**0 NAYS**

**RESOLUTIONS**

**PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE**  
**IVORY L. YOUNG, JR., CHAIR**

- 10-R-0242 (1) A Resolution by **Public Safety and Legal Administration Committee** authorizing the Mayor or his designee to enter into a Lease Agreement with the Metropolitan Atlanta Respite & Developmental Services, Inc., for lease of rental space at 1335 Kimberly Road, Atlanta, Georgia for a monthly rate of \$3,000.00

Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA (CONT'D)**

**SECTION I (CONT'D)**

**RESOLUTIONS (CONT'D)**

**PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)**

**IVORY L. YOUNG, JR., CHAIR**

10-R-0242 ( 1 ) for the purpose of operating and maintaining the temporary fire  
(Cont'd) station on the premises for a term of eighteen (18) months; and  
for other purposes.

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;  
0 NAYS**

10-R-0243 ( 2 ) A Resolution by **Public Safety and Legal Administration  
Committee** authorizing the settlement of all claims against the  
City of Atlanta and Walter Rounsoville in the case of Mishon  
Bouyer V. Walter Rounsoville, et al., Civil Action File Number  
1:08-CV-00856-RWS, United States District Court, Northern  
District of Georgia, Atlanta Division, in the amount of  
\$22,500.00; authorizing payment to be charged to and paid from  
Fund 1001 (General Fund), Account 5212005 (Litigation  
Expense), Center Number 200101 (Non-Departmental), 1512000  
(Functional Activity), and authorizing payment to her Attorney,  
Forrest B. Johnson, Esq., Forrest B. Johnson & Associates;  
authorizing the Chief Financial Officer to distribute the  
settlement amount; and for other purposes.

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;  
0 NAYS**

**TRANSPORTATION COMMITTEE**

**KEISHA LANCE BOTTOMS, VICE-CHAIR**

10-R-0124 ( 3 ) A Resolution by **Transportation Committee** authorizing the  
Mayor to execute a Contract with Freeman Group Service  
Solutions, Contract No. FC-4987; Airport-wide Employees  
Customer Service Training Program, on behalf of the Department  
of Aviation, in an amount not to exceed \$514,000.00. All  
contracted services will be charged to and paid from the various  
FDOA Numbers listed; and for other purposes.

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;  
0 NAYS**

10-R-0282 ( 4 ) A Resolution by **Transportation Committee** authorizing the  
Mayor to award and execute an Agreement with the Atlanta  
Channel, Inc., for Advertising Services for the Concessions  
Program, at Hartsfield-Jackson Atlanta International Airport, in  
an amount not to exceed \$60,458.00 for a one year period; to be  
charged to and paid from the FDOA Numbers listed; and for other  
purposes.

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;  
0 NAYS**

Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA (CONT'D)**

**SECTION I (CONT'D)**

**RESOLUTIONS (CONT'D)**

**TRANSPORTATION COMMITTEE (CONT'D)**

**KEISHA LANCE BOTTOMS, VICE-CHAIR**

- 10-R-0283 ( 5)      A Resolution by **Transportation Committee** authorizing the Mayor to enter into and execute an Agreement with the Transportation Security Administration for the Airport Fire Division to respond to Hazardous Materials Emergencies at Hartsfield-Jackson Atlanta International Airport; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;**  
**0 NAYS**
- 10-R-0284 ( 6)      A Resolution by **Transportation Committee** authorizing the Mayor to execute a Lease Agreement with Aeronautical Radio, Incorporated covering the Occupancy and Use of In-Building and Rooftop Areas located at 4590 Riverdale Road at Hartsfield-Jackson Atlanta International Airport; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;**  
**0 NAYS**
- 10-R-0285 ( 7)      A **Substitute** Resolution by **Transportation Committee** authorizing the Mayor to execute a Contract with Archer Western Contractors, Ltd. for Project Number FC-5034, Airfield Pavement Replacement 2009 at Hartsfield-Jackson Atlanta International Airport in an amount not to exceed \$12,238,135.25. All services will be charged to and paid from the PATEO and FDOA Numbers listed.  
**ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**
- 10-R-0286 ( 8)      A Resolution by **Transportation Committee** authorizing the Aviation General Manager, or his designee, to issue Task Orders under Contract No. FC-4556-B, Structural Tests and Special Inspections, with Terracon Consultants, Inc., in a collective amount not to exceed \$160,000.00, to provide Structural Test and Special Inspection Services, including services in support of the Airfield Pavement Replacement 2009 and College Park Sanitary Sewers Improvement Projects at Hartsfield-Jackson Atlanta International Airport. All services shall be charged to and paid from PATEO and FDOA Numbers listed.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;**  
**0 NAYS**

Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA (CONT'D)**

**SECTION I (CONT'D)**

**RESOLUTIONS (CONT'D)**

**TRANSPORTATION COMMITTEE (CONT'D)**

**KEISHA LANCE BOTTOMS, VICE-CHAIR**

- 10-R-0287 (9) A Resolution by **Transportation Committee** authorizing the Aviation General Manager or his designee to issue Task Orders under Contract No. FC-6006007929-D, Architectural and Engineering Design Services, with Hartsfield-Jackson Transportation Group, a Joint Venture, in a collective amount not to exceed \$1,061,547.00, to provide Interstate Signage and Roadway Modifications for the Maynard Holbrook Jackson, Jr. International Terminal. All services shall be charged to and paid from PATEO and FDOA Numbers listed.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**

**FINANCE/ EXECUTIVE COMMITTEE**

**YOLANDA ADREAN, CHAIR**

- 10-R-0295 (10) A **Substitute** Resolution by **Finance/ Executive Committee** authorizing the Mayor or his designee to enter into a Cooperative Purchasing Agreement pursuant to Section 2-1601 et seq. of the City of Atlanta Code of Ordinances, utilizing the GSA Contract # GS-35F-0742N with Covetrix IT Security Group for Websense Email Security Software Maintenance for three (3) years and three (3) days of On-Site Implementation Support on behalf of the Department of Information Technology in an amount not to exceed \$53,200.00; all contracted work shall be charged to and paid from the FDOA Number listed; and for other purposes.  
**ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**
- 10-R-0299 (11) A Resolution by **Finance/ Executive Committee** authorizing the Chief Financial Officer to refund \$9,848.44 to Anadol Company for an overpayment of Business License Fees to the City of Atlanta. All funds shall be charged to and paid from the FDOA Numbers listed; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**
- 10-R-0300 (12) A Resolution by **Finance/ Executive Committee** authorizing the Chief Financial Officer to refund \$16,963.55 to Ascend Joint Venture, LLC for an overpayment of Business License Fees to the City of Atlanta. All funds shall be charged to and paid from the FDOA Numbers listed; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**

**Council President Ceasar C. Mitchell Presided**

**CONSENT AGENDA (CONT'D)**

**SECTION I (CONT'D)**

**RESOLUTIONS (CONT'D)**

**FINANCE/ EXECUTIVE COMMITTEE (CONT'D)**

**YOLANDA ADREAN, CHAIR**

10-R-0301 (13) A Resolution by **Finance/ Executive Committee** authorizing the Chief Financial Officer to refund \$34,469.42 to United Temps of Georgia for an overpayment of Business License Fees to the City of Atlanta. All funds shall be charged to and paid from the FDOA Numbers listed; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;**  
**0 NAYS**

10-R-0302 (14) A Resolution by **Finance/ Executive Committee** authorizing the Chief Financial Officer to refund \$91,869.70 to Savannah College of Art and Design for an overpayment of Business License Fees to the City of Atlanta. All funds shall be charged to and paid from the FDOA Numbers listed; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;**  
**0 NAYS**

**CITY UTILITIES COMMITTEE**

**NATALYN M. ARCHIBONG, CHAIR**

10-R-0233 (15) A Resolution by **City Utilities Committee** authorizing the Mayor to apply for and accept a FEMA Mitigation Assistance Program Grant on behalf of the Department of Watershed Management for the acquisition of residential structures with repetitive losses due to flooding events in the area of Peachtree Creek, Utoy Creek and Proctor Creek; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;**  
**0 NAYS**

10-R-0234 (16) A Resolution by **City Utilities Committee** authorizing the Mayor to enter into Renewal Agreement No. 1, for FC-4411, Annual Contract for Sludge Hauling and Disposal with Synagro South, LLC on behalf of the Department of Watershed Management/ Bureau of Wastewater Treatment and Collection, for time-only; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;**  
**0 NAYS**



**Council President Ceasar C. Mitchell Presided**

**CONSENT AGENDA (CONT'D)**

**SECTION I (CONT'D)**

**RESOLUTIONS (CONT'D)**

**CITY UTILITIES COMMITTEE (CONT'D)**

**NATALYN M. ARCHIBONG, CHAIR**

- 10-R-0235 (17) A Resolution by **City Utilities Committee** authorizing the Mayor to enter into Renewal Agreement No. 1, for FC-4718A, Annual Contract for Small Water Meters, for the Bureau of Drinking Water with Metals and Materials, LLC on behalf of the Department of Watershed Management/Bureau of Drinking Water, for time-only; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;**  
**0 NAYS**
- 10-R-0236 (18) A Resolution by **City Utilities Committee** authorizing the Mayor to enter into an agreement with the United States Army Corps of Engineers ("USACE") to fund a constructed Wetlands Project on a City owned Greenway property located on the McDaniel Branch to provide the USACE with an appraisal of the property to obtain Real Estate Credits for the total cost of the property as stated in the Cost Share Agreement in an amount not to exceed \$249,675.00; all contracted work will be charged to and paid from the Fund, Department Account and Organization Number listed; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;**  
**0 NAYS**
- 10-R-0237 (19) A Resolution by **City Utilities Committee** authorizing the Mayor to enter into an agreement with Electrical Testing, Inc., for FC-5031, Annual Contract for Electrical Testing and Inspection Services on behalf of the Department of Watershed Management/Bureau of Drinking Water, in an amount not to exceed \$343,980.00; all contracted work shall be charge to and paid from the Fund, Department Account and Organization Number listed; and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;**  
**0 NAYS**
- 10-R-0238 (20) A **Substitute** Resolution by **City Utilities Committee** authorizing the Mayor to enter into an agreement with Kemi Construction Company, Inc., for FC-5003, Annual Contract for Repair and Replacement of Valves and Raising Manhole and Valve Covers on behalf of the Department of Watershed Management/Bureau of Drinking Water, in an amount not to exceed \$3,088,450.00; all contracted work shall be charged to and paid from Fund, Department Account and Organization Number listed; and for other purposes.  
**ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**

**Council President Ceasar C. Mitchell Presided**

**CONSENT AGENDA (CONT'D)**

**SECTION I (CONT'D)**

**RESOLUTIONS (CONT'D)**

**CITY UTILITIES COMMITTEE (CONT'D)**  
**NATALYN M. ARCHIBONG, CHAIR**

10-R-0239 (21) A Resolution by **City Utilities Committee** authorizing the Mayor to enter into an agreement with Utility Services Company, Inc., for FC-4942, Water Tank Painting and Structural Repair on behalf of the Department of Watershed Management, in an amount not to exceed \$7,191,000.00; all contracted work shall be charged to and paid from Fund, Department Account and Organization Number and PATEO Numbers listed; and for other purposes.

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;**  
**0 NAYS**

10-R-0240 (22) A Resolution by **City Utilities Committee** authorizing the Mayor to issue a Notice-to-Proceed to Atlanta Services Group, JV for FC-4906B, City-Wide Annual Contract for Architectural and Engineering Services for South River Tunnel & Pumping Station-Construction Management Services on behalf of the Department of Watershed Management, in an amount not to exceed \$5,211,494.00; all contracted work will be charged to and paid from Fund, Department Organization and Account Number and PATEO Numbers listed; and for other purposes.

**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;**  
**0 NAYS**

**COMMUNITY DEVELOPMENT/ HUMAN RESOURCES COMMITTEE**  
**JOYCE SHEPERD, CHAIR**

10-R-0316 (23) A Resolution by **Councilmember Clela Winslow as Substituted by Community Development/ Human Resources Committee** authorizing the Mayor to apply for and accept grant funding from the Governor's Office for Children and Families under the Juvenile Accountability Block Grant (JABG) Program in an amount not to exceed \$120,000.00 and matched by the City in an amount not to exceed \$13,500.00 from District 4 Councilmember Expense Account, to develop and implement programs to benefit youth in District 4; and for other purposes.

**ADOPTED SUBSTITUTE ON CONSENT BY A ROLL CALL VOTE**  
**OF 12 YEAS; 0 NAYS**

Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA (CONT'D)**

**SECTION I (CONT'D)**

**RESOLUTIONS (CONT'D)**

**COMMUNITY DEVELOPMENT/ HUMAN RESOURCES COMMITTEE (CONT'D)**  
**JOYCE SHEPERD, CHAIR**

- 10-R-0160 (24) A Resolution by **Community Development/ Human Resources Committee** authorizing the Mayor to enter into a contract with Quest 35, Inc., in the amount of \$727,500.00, for the acquisition and rehabilitation or demolition and reconstruction of a rental housing complex at 868 Rock Street, using Community Development Block Grant (CDBG) Supplemental Disaster Recovery Funds awarded to the City by the Georgia Department of Community Affairs (DCA); and for other purposes.  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;**  
**0 NAYS**

**PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE**  
**IVORY L. YOUNG, JR., CHAIR**

**Claims with favorable recommendations:**

- 10-R-0244 (1) Claim of **Glenn Davenport**, for damages alleged to have been sustained as a result of flooding on September 28, 2009 at 1621 Woodbine Avenue, NE. **\$10,000.00**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;**  
**0 NAYS**
- 10-R-0245 (2) Claim of **Elizabeth A. Heard**, for vehicular damages alleged to have been sustained due to an automobile accident on April 30, 2009 at Peachtree Street, NE and Peachtree Place, NE. **\$3,850.00**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;**  
**0 NAYS**
- 10-R-0246 (3) Claim of **USAA, as subrogee of Andrea Winkvist**, for damages alleged to have been sustained as a result of a vehicular accident on May 21, 2009 at Northside Drive and Interstate 75 northbound ramp. **\$2,854.46**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;**  
**0 NAYS**
- 10-R-0247 (4) Claim of **Willie Harris**, for damages alleged to have been sustained as a result of a vehicular accident on August 5, 2009 at McDaniel Street and Ralph David Abernathy Boulevard. **\$2,336.00**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;**  
**0 NAYS**

Council President Caesar C. Mitchell Presided

**CONSENT AGENDA (CONT'D)**

**SECTION I (CONT'D)**

**RESOLUTIONS/ CLAIMS (CONT'D)**

**PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)**  
**IVORY L. YOUNG, JR., CHAIR**

**Claims with favorable recommendations: (Cont'd)**

10-R-0248 ( 5)      Claim of **Tracy Galasso**, for damages alleged to have been sustained as a result of an automobile accident on September 24, 2009 at 724 Monroe Drive, NE. **\$2,100.92**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;**  
**0 NAYS**

10-R-0249 ( 6)      Claim of **Sankan Nyanseor**, for vehicular damages alleged to have been sustained after driving over a pothole on November 12, 2009 at 1300 Chattahoochee Avenue, NW. **\$1,845.57**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;**  
**0 NAYS**

10-R-0250 ( 7)      Claim of **Andrea G. Roberson**, for vehicular damages alleged to have been sustained after driving over a pothole on December 3, 2009 at Chattahoochee Avenue, NW and Permalume Place, NW. **\$1,386.78**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;**  
**0 NAYS**

10-R-0251 ( 8)      Claim of **Dorothy Wiggins and John Wiggins**, for vehicular damages alleged to have been sustained after driving over a pothole on November 5, 2009 at Chattahoochee Avenue, NW and Permalume Place, NW. **\$1,148.20**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;**  
**0 NAYS**

10-R-0252 ( 9)      Claim of **Melita Mitchell**, for vehicular damages alleged to have been sustained after driving over a pothole on December 1, 2009 at 1480 Chattahoochee Avenue, NW. **\$1,048.00**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;**  
**0 NAYS**

10-R-0253 (10)      Claim of **Kathryn Y. Bouchillon**, for vehicular damages alleged to have been sustained after driving over a pothole on November 19, 2009 at Chattahoochee Avenue, NW and Permalume Place, NW. **\$888.09**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;**  
**0 NAYS**

**Council President Cesar C. Mitchell Presided**

**CONSENT AGENDA (CONT'D)**

**SECTION I (CONT'D)**

**RESOLUTIONS/ CLAIMS (CONT'D)**

**PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)**

**IVORY L. YOUNG, JR., CHAIR**

**Claims with favorable recommendations: (Cont'd)**

- 10-R-0254 (11) Claim of **Ryan Haney**, for damages alleged to have been sustained as a result of driving over a pothole on May 10, 2009 at 626 DeKalb Avenue. **\$868.85**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;**  
**0 NAYS**
- 10-R-0255 (12) Claim of **David Harper**, for vehicular damages alleged to have been sustained from an automobile accident on October 31, 2009 at 710 Peachtree Street, NE. **\$703.66**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;**  
**0 NAYS**
- 10-R-0256 (13) Claim of **Leticia S. Humbles**, for vehicular damages alleged to have been sustained from an automobile accident on June 12, 2009 at 1530 Woodbine Avenue, SE. **\$683.53**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;**  
**0 NAYS**
- 10-R-0257 (14) Claim of **Olawale Olorunfemi**, for vehicle damages alleged to have been sustained as a result of a pothole on November 28, 2009 at Collier Drive and Harwell Road. **\$624.24**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;**  
**0 NAYS**
- 10-R-0258 (15) Claim of **Betty E. Jarvis and Simona Chantal Broughton**, for damages alleged to have been sustained as a result of striking a recessed water valve in the roadway on September 23, 2009 at 2125 Joseph E. Boone Boulevard. **\$574.86**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;**  
**0 NAYS**
- 10-R-0259 (16) Claim of **Nikishia Thurmond**, for damages alleged to have been sustained as a result of a vehicular accident on June 8, 2009 at Benjamin E. Mays Drive and Peyton Road. **\$540.31**  
**ADOPTED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS;**  
**0 NAYS**

Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA (CONT'D)**

**SECTION I (CONT'D)**

**RESOLUTIONS/ CLAIMS (CONT'D)**

**PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (CONT'D)**  
**IVORY L. YOUNG, JR., CHAIR**

**Claims with unfavorable recommendations:**

- 10-R-0260 (17)      Claim of **Atlanta Pension Funds, Membership Association**, through its attorney, **Matthew C. Klase**, for damages alleged to have been sustained as a result of misrepresentations of retiree health insurance benefits.  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**
- 10-R-0261 (18)      Claim of **Milton Harris**, for property damages alleged to have been sustained from storm sewer overflow on September 19, 2009 at 3841 Hogan Road, SW.  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**
- 10-R-0262 (19)      Claim of **Claire Peck**, for damages alleged to have been sustained as a result of driving over an unsecured metal plate on November 16, 2009 at 299 Glenridge Drive, Sandy Springs.  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**
- 10-R-0263 (20)      Claim of **Contravious Butron Grier**, for vehicular damages alleged to have been sustained from a false arrest on August 11, 1999 at 254 Peachtree Street, SW.  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**
- 10-R-0264 (21)      Claim of **Cascades Unit Owners Association**, for damages alleged to have been sustained when an irrigation system and landscaping were damaged from a water main break on December 9, 2008 at 2555 Benjamin E. Mays Drive, SW.  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**
- 10-R-0265 (22)      Claim of **Ramica Yvette Howard**, for damages alleged to have been sustained from retaliation treatment due to the reporting of corruption in 2002 at 55 Trinity Avenue, SW and October 2 and 7, 2009 at the Gateway Center, 275 Pryor Street.  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**

Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA (CONT'D)**

**SECTION I (CONT'D)**

**RESOLUTIONS/ CLAIMS (CONT'D)**

**Claims with unfavorable recommendations: (Cont'd)**

- 10-R-0266 (23) Claim of **Amy Bocchino**, for damages alleged to have been sustained when a vehicle was towed on October 24, 2009 at Briarcliff Place.  
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**
- 10-R-0267 (24) Claim of **Centraarchy**, for damages alleged to have been sustained as a result of a power outage on May 14, 2009 at 1015 Crown Pointe Parkway.  
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**
- 10-R-0268 (25) Claim of **Lynese Dukes**, for damages alleged to have been sustained as a result of driving over an unsecured construction area on December 5, 2009 at Peachtree Road and Lakeview Avenue.  
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**
- 10-R-0269 (26) Claim of **JRI, Inc., through its attorney, David H. Tollner**, for damages alleged to have been sustained as a result of a breach of contract in 1996.  
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**
- 10-R-0270 (27) Claim of **Jo D. Wilson, through her attorney, W. Seaborn Jones, Esq., Owen, Gleaton, Egan, Jones & Sweeney, LLP**, for bodily injuries alleged to have been sustained from an automobile accident on January 11, 2009 at 2575 Peachtree Road and Lakeview Road.  
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**
- 10-R-0271 (28) Claim of **Douglas J. Iannelli**, for damages alleged to have been sustained when a herbie curbie which was protruding into the street, was struck by an automobile on November 19, 2009 at 1212 Monroe Drive, NE.  
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**
- 10-R-0272 (29) Claim of **Meredith Bell**, for damages alleged to have been sustained as a result of driving over a pothole on December 20, 2009 at 3315 Peachtree Road.  
**ADVERSE ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**

Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA (CONT'D)**

**SECTION I (CONT'D)**

**RESOLUTIONS/ CLAIMS (CONT'D)**

**Claims with unfavorable recommendations: (Cont'd)**

- 10-R-0273 (30)      Claim of **Ladon Bowles**, for vehicular damages alleged to have been sustained from driving over a metal plate on March 22, 2009 at Collier Road, NW and Old Gordon Road, NW.  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**
- 10-R-0274 (31)      Claim of **Talaha Gaines**, for damages alleged to have been sustained from a wrongful search and seizure incident on April 14, 2009 at 2044 Campbellton Road, SW.  
**ADVERSED ON CONSENT BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**



**CONSENT AGENDA  
SECTION II**

Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA**

**SECTION II**

**ORDINANCES FOR FIRST READING**

**TRANSPORTATION COMMITTEE**

**KEISHA LANCE BOTTOMS, VICE-CHAIR**

**All items on Consent Agenda II (1 through 19 as follows) were Referred to the appropriate committees as a collective vote.**

- 10-O-0275 (1) An Ordinance by **Transportation Committee** to convert Lucy Street, SE between Jackson Street, SE and Todd Street, SE from a Two-Way to a One-Way Street; and for other purposes.  
**REFERRED TO TRANSPORTATION COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**
- 10-O-0276 (2) An Ordinance by **Transportation Committee** to make the intersection of Adair Avenue, NE and Todd Street, NE an All-Way Stop; and for other purposes.  
**REFERRED TO TRANSPORTATION COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**
- 10-O-0277 (3) An Ordinance by **Transportation Committee** to make the intersection of Church Street, NW and Longley Avenue, NW an All-Way Stop; and for other purposes.  
**REFERRED TO TRANSPORTATION COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**
- 10-O-0278 (4) An Ordinance by **Transportation Committee** to make the intersection of Church Street, NW and Tilden Street, NW an All-Way Stop; and for other purposes.  
**REFERRED TO TRANSPORTATION COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**
- 10-O-0279 (5) An Ordinance by **Transportation Committee** to make the intersection of Gaskill Street, SE and Estoria Street, SE an All-Way Stop; and for other purposes.  
**REFERRED TO TRANSPORTATION COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**
- 10-O-0280 (6) An Ordinance by **Transportation Committee** to amend Division 2A of Article IV of Chapter 150, Traffic and Vehicles, Section 150-120 through 150-131 of the Code of Ordinances of the City of Atlanta so as to establish a Permanent Program to permit Valet Parking Services; to modify and extend procedures for the permitting and regulation of the Valet Parking Services Program; and for other purposes.  
**REFERRED TO TRANSPORTATION COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**

Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA (CONT'D)**

**SECTION II (CONT'D)**

**ORDINANCES FOR FIRST READING (CONT'D)**

**TRANSPORTATION COMMITTEE (CONT'D)**

**KEISHA LANCE BOTTOMS, VICE-CHAIR**

- 10-O-0281 (7) An Ordinance by **Transportation Committee**, on behalf of the Department of Public Works, for the purpose of amending Chapter 162 (Entitled "Vehicles for Hire"), at Article IV (Entitled "Wreckers and Towing Services"), Section 162-234, and at Article V (Entitled "Vehicle Immobilization Services"), Section 162-266, in order to permit the immobilization and towing of parked vehicles in violation of Chapter 150 (Entitled "Traffic and Vehicles"), Article IV (Entitled "Stopping, Standing and Parking"), Section 150-88 (c)(6) and 150-88 (h); and for other purposes.  
**REFERRED TO TRANSPORTATION COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**

**FINANCE/ EXECUTIVE COMMITTEE**

**YOLANDA ADREAN, CHAIR**

- 10-O-0288 (8) An Ordinance by **Finance/Executive Committee** to amend Article "V" Classification Plan Section 114-477, of the Code of Ordinances, so as to provide above entry hiring authorization in the Department of Watershed Management; and for other purposes.  
**REFERRED TO FINANCE/ EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**
- 10-O-0289 (9) An Ordinance by **Finance/Executive Committee** to authorize the Chief Financial Officer to transfer excess revenues and decrease the anticipations for the 2009 General Fund Budget and release the Restricted Reserves in order to do an accounting close out of Fiscal Year 2009.  
**REFERRED TO FINANCE/ EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**
- 10-O-0290 (10) An Ordinance by **Finance/Executive Committee** to amend the Fiscal Year 2010 (Atlanta BeltLine Fund) Budget by adding to anticipations and appropriations Net Reoffering and Bond Issuance Proceeds in the amount of \$78,389,105.74 for the City of Atlanta BeltLine Tax Allocation Bonds Series 2008A, the City of Atlanta BeltLine Tax Allocation Bonds Series 2008B, the City of Atlanta BeltLine Tax Allocation Bonds Series 2008C, the City of Atlanta BeltLine Tax Allocation Bonds Series 2009B, the City of Atlanta BeltLine Tax Allocation Bonds Series 2009C; and for other purposes.  
**REFERRED TO FINANCE/ EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**

Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA (CONT'D)**

**SECTION II (CONT'D)**

**ORDINANCES FOR FIRST READING (CONT'D)**

**FINANCE/ EXECUTIVE COMMITTEE (CONT'D)**  
**YOLANDA ADREAN, CHAIR**

- 10-O-0291 (11)      An Ordinance by **Finance/Executive Committee** authorizing the Mayor to enter into Amendment Agreement No. 11, for FC-6004007863, Customer Information and Billing System and Off-Site Billing Services, with Systems and Software, Inc. ("S&S") to waive Article X, Division 4, Section 2-1188 of the City of Atlanta's Procurement Code to extend the term of the contract for an additional eighteen (18) months on behalf of the Department of Watershed Management for time-only; and for other purposes.  
**REFERRED TO FINANCE/ EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**
- 10-O-0292 (12)      An Ordinance by **Finance/Executive Committee** authorizing the Mayor to enter into Renewal Agreement No. 1, for FC-4718B, Annual Contract for Small Water Meters for the Bureau of Drinking Water with Kemi Construction, Inc. on behalf of the Department of Watershed Management/ Bureau of Drinking Water for time-only; to waive Article X, Sec. 2-1188 Competitive Sealed Bidding of the Procurement and Real Estate Code of the City of Atlanta Code of Ordinances; and for other purposes.  
**REFERRED TO FINANCE/ EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**
- 10-O-0293 (13)      An Ordinance by **Finance/Executive Committee** authorizing the Mayor or his designee to waive the application of the Source Selection Methods prescribed in the Atlanta City Code, Article X, the Procurement and Real Estate Code, and authorizing the Mayor or his designee to ratify the prior provision of leased equipment under the Master Lease Agreement with Dell Marketing, L.L.P. for Desktop and Laptop Computers and to exercise the purchasing option of Leased Numbers 37371 and 37902 for Desktop and Laptop Computers on behalf of the Department of Information Technology in an amount not to exceed \$82,609.09; all contracted work shall be charged to and paid from the FDOA Numbers listed.  
**REFERRED TO FINANCE/ EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**

Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA (CONT'D)**

**SECTION II (CONT'D)**

**ORDINANCES FOR FIRST READING (CONT'D)**

**FINANCE/ EXECUTIVE COMMITTEE (CONT'D)**  
**YOLANDA ADREAN, CHAIR**

10-O-0294 (14) An Ordinance by **Finance/ Executive Committee** authorizing the Mayor or his designee to waive the application of the Atlanta City Code, Article X, the Procurement and Real Estate Code, and authorizing the Mayor or his designee to ratify the prior provision of leased equipment under the Master Lease Agreement with Dell Marketing, L.L.P. and to remit payment for the lease of 140 Dell Optiplex Computers and 15 Dell Latitude Laptop Computers on behalf of the Department of Information Technology in an amount not to exceed \$74,568.43; all contracted work shall be charged to and paid from the FDOA Numbers listed.  
**REFERRED TO FINANCE/ EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**

10-O-0296 (15) An Ordinance by **Finance/ Executive Committee** authorizing the Mayor or his designee to waive the application of the Atlanta City Code, Article X, the Procurement and Real Estate Code, and authorizing the Mayor or his designee to ratify the prior provision of Renewal Option Number One (1) of the Five-year E-Business Suite Software Licenses, Support and Maintenance Agreement with Oracle USA, Inc. and exercise Renewal Option Number Two (2) with Oracle USA, Inc., E-Business Suite Software Licenses, Support and Maintenance for Contract Numbers 2710958 and 2086579 utilizing State of Georgia Contract # GS-35F-0009T on behalf of the Department of Information Technology in an amount not to exceed \$964,867.18; all contracted work will be charged to and paid from the FDOA Numbers listed.  
**REFERRED TO FINANCE/ EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**

**CITY UTILITIES COMMITTEE**  
**NATALYN M. ARCHIBONG, CHAIR**

10-O-0232 (16) An Ordinance by **City Utilities Committee** authorizing the Chief Financial Officer to amend the FY 2010 (2009A Water and Wastewater Bond Fund – 5066) Budget in the amount of \$4,810,810.00 to transfer funds from the Capital Projects Reserve (5066) for Appropriations and to add to appropriation funds for the Water & Hydrant Assessment Project; and for other purposes.  
**REFERRED TO CITY UTILITIES COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**

Council President Ceasar C. Mitchell Presided

**CONSENT AGENDA (CONT'D)**

**SECTION II (CONT'D)**

**ORDINANCES FOR FIRST READING (CONT'D)**

**COMMUNITY DEVELOPMENT/ HUMAN RESOURCES COMMITTEE**  
**JOYCE SHEPERD, CHAIR**

10-O-0241 (17) An Ordinance by **Community Development/ Human Resources Committee** amending the 2010 (Community Development Fund) Budget by adding to anticipations and transferring appropriations in the amount for \$72,961.96 from Project Closeouts for the purpose of funding CD-8\*\*, Parks Flood Repair Program; correcting errors in Various Administrative Accounts; and for other purposes.

**REFERRED TO COMMUNITY DEVELOPMENT/ HUMAN RESOURCES COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**

10-O-0303 (18)  
CDP-09-29 An Ordinance by **Community Development/ Human Resources Committee** to amend the Land Use Element of the 2008 Atlanta Comprehensive Development Plan (CDP) so as to re-designate property that is located at **240 Colonial Homes Drive**, from the "Medium Density Residential" Land Use Designation to the Very "High Density Residential" Land Use Designation (Z-09-27); and for other purposes.

NPU-C

Council District 8

**REFERRED TO COMMUNITY DEVELOPMENT/ HUMAN RESOURCES COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**

10-O-0305 (19)  
CDP-09-40 An Ordinance by **Community Development/ Human Resources Committee** to amend the Land Use Element of the 2008 Atlanta Comprehensive Development Plan (CDP) so as to re-designate property that is located at **884, 892, 898 and 0 McDonough Blvd and 0 Hanes Circle, SE**, from the "Single Family Residential" Land Use Designation to the "Low Density Residential" Land Use Designation (Z-09-46); and for other purposes.

NPU-W

Council District 1

**REFERRED TO COMMUNITY DEVELOPMENT/ HUMAN RESOURCES COMMITTEE BY A ROLL CALL VOTE OF 12 YEAS; 0 NAYS**

## **COMMITTEE REPORTS**

**Council President Ceasar C. Mitchell Presided**

**COMMITTEE REPORTS**

**PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE (1)**

**IVORY L. YOUNG, JR., CHAIR**

Attendance at the February 09, 2010 meeting of the Public Safety and Legal Administration Committee was as follows:

Present: Councilmembers Young (Chair), Martin, Bottoms, Sheperd and Archibong

Absent: Councilmember Willis

**The Standing Committee of Public Safety and Legal Administration Committee did not have a report**



Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

**TRANSPORTATION COMMITTEE (1)**

**KEISHA LANCE BOTTOMS, VICE-CHAIR**

Attendance at the February 10, 2010 meeting of the Transportation Committee was as follows:

Present: Councilmembers Bottoms (Vice-Chair), Martin, Archibong, Smith and Bond

Absent: Councilmembers Willis and Moore

**ORDINANCE FOR SECOND READING**

10-O-0309 (1) An Ordinance by **Councilmember Kwanza Hall as Substituted by Transportation Committee** to amend Chapter 150, Article IV, Division 3, Section 150-132 entitled "Parking Time Limits; Fees" of the Code of Ordinances; and for other purposes.

**Chairperson Martin sounded the caption to Ordinance 10-O-0309 and stated the committee recommendation was Favorable on Substitute on Condition (information on meters, the amount of time and other requested information). Council then deferred the ordinance to later during the meeting. Returning back to Ordinance 10-O-0309, a brief discussion ensued. After which, the Motion to Adopt on Substitute CARRIED by a roll call vote of 14 yeas; 0 nays.**

**ADOPTED SUBSTITUTE BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS**

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

**ZONING COMMITTEE (1)**

**AARON WATSON, CHAIR**

Attendance at the February 10, 2010 meeting of the Zoning Committee was as follows:

Present: Councilmembers Watson (Chair), Young, Bottoms, Smith, Shook and Winslow

Absent: None

**ZONING REVIEW BOARD SUMMARY REPORT**

10-O-0030 (1) An Ordinance by **Councilmember Aaron Watson** to rezone  
Z-09-36 property having a street address or Tax Parcel Identification Number (as applicable) of 17-0183-LL-143-2, 1100 Moores Mill Road, 1110 Moores Mill Road, 17-0183-LL-172, 17-0183-LL-171, 1120 Moores Mill Road, 1124 Moores Mill Road, 1128 Moores Mill Road, 17-083-LL-097-0, 1150 Moores Mill Road, 1160 Moores Mill Road, 1164 Moores Mill Road, 1168 Moores Mill Road, 958 Nawench Drive, 970 Nawench Drive, 980 Nawench Drive, 1000 Nawench Drive, 1014 Nawench Drive, 1028 Nawench Drive, 1042 Nawench Drive, 1058 Nawench Drive, 1078 Nawench Drive, 1090 Nawench Drive, 1089 Nawench Drive, 1075 Nawench Drive, 1055 Nawench Drive, 1045 Nawench Drive, 1035 Nawench Drive, 1025 Nawench Drive, 1015 Nawench Drive, 1011 Nawench Drive, and 997 Nawench Drive, from R-3 (Single-Family Residential) to R-2B (Single-Family Residential); and for other purposes.

**Chairperson Watson sounded the caption to Ordinance 10-O-0030 and stated the Motion from committee was Favorable. However, Councilmember Adrean was recognized and made a Substitute Motion to Refer the ordinance back to the Zoning Committee. It was properly Seconded and CARRIED by a roll call vote of 13 yeas; 0 nays.**

**REFERRED TO ZONING COMMITTEE BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

**ZONING COMMITTEE (2)**

**AARON WATSON, CHAIR**

**ZONING REVIEW BOARD SUMMARY REPORT (CONT'D)**

**The following items (2 through 04 as follows) were taken as a collective vote.**

10-O-0040 (2)      An **Amended** Ordinance by **Zoning Committee** to rezone  
Z-09-39              property from the R-4A (Single Family Residential) District and  
the C-1-C (Community Business-Conditional) Districts, to the C-  
1-C (Community Business-Conditional) District, property located  
at **178 McDonough Boulevard, SE**, fronting approximately 54  
feet on the north side of McDonough Boulevard, beginning 122  
feet from the northwest corner of Lakewood.

Depth:              Approximately 199 feet  
Area:                0.624 Acre  
Land Lot:          56, 14<sup>th</sup> District, Fulton County, Georgia  
Owner:             PRITHVI, Inc.  
Applicant:        Robert W. Hoffman  
NPU- B             Council District 7

**ADOPTED AS AMENDED BY A ROLL CALL VOTE OF 13 YEAS;  
0 NAYS**

10-O-0037 (3)      An **Amended** Ordinance by **Zoning Committee** granting a  
U-09-24              Special Use Permit for a Day Care Center pursuant to Section 16-  
06.005 (1) (b) for property located at **779 Atwood Street, SW**,  
fronting approximately 120 feet on the west side of Atwood Street,  
approximately 67 feet southwest of the intersection of Atwood  
Street and Donnelly Avenue.

Depth:              Varies  
Area:                Approximately 0.366 acre  
Land Lot:          139, 14<sup>th</sup> District, Fulton County, Georgia  
Owner:             Pan African Orthodox Christian Church  
Applicant:        Terrence Raye  
NPU- T             Council District 4

**ADOPTED AS AMENDED BY A ROLL CALL VOTE OF 13 YEAS;  
0 NAYS**

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

**ZONING COMMITTEE (3)**

**AARON WATSON, CHAIR**

**ZONING REVIEW BOARD SUMMARY REPORT (CONT'D)**

10-O-0043 (4)  
Z-09-15      An **Amended** Ordinance by **Zoning Committee** to rezone from the C-1-C (Community Business-Conditional) District and R-LC (Residential Limited Commercial) District to the PD-MU (Planned Development-Mixed Use) District, property located at **87, 99 and 91 West Paces Ferry Road, Units 1-7 and 9; 91 West Paces Ferry Road, Unit 8; 3188 Paces Ferry Place; 3198 Paces Ferry Place and 3204 (aka 3202 Paces Ferry Place** fronting approximately 445 feet on the west side of Paces Ferry Place at the northwest corner of West Paces Ferry Road.

Depth:           Varies  
Area:            3.484 acres  
Land Lot:       99, 17<sup>th</sup> District, Fulton County, Georgia  
Owner:          800 Corporation Ludwig I Fla. Corporation  
                    and Woodlands of Georgia, Inc., c/o Miller  
                    and Martin PLLC, 79 West Paces Ferry, LLC.,  
                    and Mrs. Jacqueline Snelling  
Applicant:      800 Corporation  
NPU-B          Council District 7

**ADOPTED AS AMENDED BY A ROLL CALL VOTE OF 13 YEAS;  
0 NAYS**

**ORDINANCE FOR SECOND READING**

10-O-0023 (1)  
Z-09-24      An Ordinance by **Councilmember Aaron Watson** to amend Section 16-28A.013(a)(x) of the City of Atlanta Sign Ordinance for the purpose of clarifying the effect of modification or replacement of structures supporting on the non-conformity of general advertising signs; and for other purposes.  
**REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS**

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

**ZONING COMMITTEE (4)**

**AARON WATSON, CHAIR**

**ORDINANCES FOR FIRST READING**

**The following items (1 through 05 as follows) were taken as a collective vote.**

10-O-0320 (1) An Ordinance by **Zoning Committee** granting a Special Use  
U-10-01 Permit pursuant to Section 16-34.007 (l)(m) for a Pool  
Room/ Billiards Parlor, property located at **1133 Huff Road, NW**,  
fronting approximately 480 feet on the north side of Huff Road  
and approximately 375 feet on the east side of Ellsworth  
Industrial Boulevard.

Depth: Varies  
Area: 5.76 Acres  
Land Lot: 188, 17<sup>th</sup> District, Fulton County, Georgia  
Applicant: Michael C. Rabb  
Owner: Aaron Goldman  
NPU-D Council District 9

**REFERRED TO ZONING REVIEW BOARD AND ZONING  
COMMITTEE BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS**

10-O-0321 (2) An Ordinance by **Zoning Committee** granting a Special Use  
U-10-02 Permit pursuant to Section 16-06.005 (l)(g) for a Personal Care  
Home, property located at **168 Brownlee Road, SW**, fronting  
approximately 50 feet on the east side of Brownlee Road.

Depth: Approximately 150 Feet  
Area: 0.17 Acre  
Land Lot: 244, 14<sup>th</sup> District, Fulton County, Georgia  
Applicant: Harold Preciado  
Owner: Harold Preciado  
NPU-H Council District 10

**REFERRED TO ZONING REVIEW BOARD AND ZONING  
COMMITTEE BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS**

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

**ZONING COMMITTEE (5)**

**AARON WATSON, CHAIR**

**ORDINANCES FOR FIRST READING (CONT'D)**

10-O-0322 (3) An Ordinance by **Zoning Committee** granting a Special Use  
U-10-03 Permit pursuant to Section 16-05.005 (l)(g) for a Personal Care  
Home, property located at **1681 Delowe Drive, SW**, fronting  
approximately 90 feet on the west side of Delowe Drive.

Depth: Approximately 200 Feet  
Area: 0.41 Acre  
Land Lot: 185, 14<sup>th</sup> District, Fulton County, Georgia  
Applicant: Keisha D. Reed  
Owner: Daniel Reed  
NPU-R Council District 11

**REFERRED TO ZONING REVIEW BOARD AND ZONING  
COMMITTEE BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS**

10-O-0323 (4) An Ordinance by **Zoning Committee** granting a Special Use  
U-10-04 Permit pursuant to Section 16-10.005 (l)(f) for Broadcasting  
Towers for Radio Communications, property located at **1955  
Monroe Drive, NE**, property located to the rear of 1925 Monroe  
Drive with approximately 660 feet of frontage along Monroe Drive.

Depth: Approximately 200 Feet  
Area: 5.55 Acres  
Land Lot: 57, 17<sup>th</sup> District, Fulton County, Georgia  
Applicant: Christopher J. Caragher  
Owner: American National Red Cross  
NPU-D Council District 6

**REFERRED TO ZONING REVIEW BOARD AND ZONING  
COMMITTEE BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS**

10-O-0324 (5) An Ordinance by **Zoning Committee** to amend Ordinance U-  
U-79-12 79-12, as adopted by the City Council on November 2, 2009 and  
approved by the Mayor on November 6, 2009, for the purpose of  
approving a Transfer of Ownership for a Special Use Permit for a  
Day Care Center for property located at **2062 Childress Drive,  
SW**; and for other purposes.

**REFERRED TO ZONING COMMITTEE BY A ROLL CALL VOTE  
OF 14 YEAS; 0 NAYS**

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

**FINANCE/ EXECUTIVE COMMITTEE (1)**  
**YOLANDA ADREAN, CHAIR**

Attendance at the February 10, 2010 meeting of the Finance/Executive Committee was as follows:

Present: Councilmembers Adrean (Chair), Wan, Martin, Shook, Willis and Watson

Absent: Councilmember Moore

**ORDINANCES FOR SECOND READING**

10-O-0225 (1) An Ordinance by Councilmembers Keisha Lance Bottoms and C. T. Martin as Substituted by Finance/ Executive Committee to reconstitute the Compensation Committee as Section 114-120 of the Atlanta City Code of Ordinances and amend Section 114-125, New Appointments and Starting Rates of the Code of Ordinances; and for other purposes.

Chairperson Adrean sounded the caption to Ordinance 10-O-0225 and stated the recommendation from committee was Favorable on Substitute on Condition (receive a new substitute). Following, Chairperson Adrean made a Motion to bring forth the Substitute. It was properly Seconded and the Motion CARRIED by a roll call vote of 13 yeas; 0 nays. The Substitute was before the Council. After a brief discussion, Chairperson Adrean made a Motion to Adopt on Substitute. Councilmember Moore was then recognized and offered Amendment #1/#1 to insert the language as an addition (b) 10 "approved action by the Compensation Committee shall be immediately reported to the City Council. Report should include: 1) a copy of the justification; 2) certification from the Finance Department that funding has been budgeted and is available for the above entry hiring request and 3) subject position(s) classification title, salary range (including highlighted minimum mid-grade and maximum steps), above entry salary requested and the percentage and numerical difference of the increase above the minimum and mid-point of the salary range." It was properly Seconded and Moore Amendment #1/#1 CARRIED by a roll call vote of 14 yeas; 0 nays. A discussion ensued, after which, Chairperson Adrean made a Motion to Adopt on Substitute as Amended. Without Objection, the Motion CARRIED by a roll call vote of 12 yeas; 2 nays.

**ADOPTED SUBSTITUTE AS AMENDED BY A ROLL CALL VOTE OF 12 YEAS; 2 NAYS**

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

**FINANCE/ EXECUTIVE COMMITTEE (2)**  
**YOLANDA ADREAN, CHAIR**

**ORDINANCES FOR SECOND READING (CONT'D)**

- 10-O-0313 ( 2)      An Ordinance by **Councilmembers Howard Shook and Felicia A. Moore** amending the Charter of the City of Atlanta adopted under and by virtue of the authority of the Municipal Home Rule Act of 1965 (GA. Laws 1965, p. 298, et seq.) as amended, to amend Section 2-301, Chapter 3, Article 2, entitled "Organizational Meeting; Oath of Office; Mandatory Training" of the Charter of the City of Atlanta, Georgia (GA. Laws 1996, p. 4469, et seq.) so as to provide that the Oath of Office for City of Atlanta Elected Officials set out at Charter Section 2-301 (b) shall be revised; to repeal conflicting Ordinances and Charter Amendments; and for other purposes.  
**REFERRED TO FINANCE/ EXECUTIVE COMMITTEE BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS FOR 3<sup>RD</sup> READING/ FINAL ADOPTION**

**RESOLUTIONS**

- 10-R-0297 ( 1)      A Resolution by **Finance/ Executive Committee** authorizing the Mayor to execute Change Order No. 2 for Contract No. FC-3006007917, Runway 10-28 Non-Licensed Vehicle Road with Precision 2000, Inc., on behalf of the Department of Aviation, in the amount of \$112,651.23, to settle all outstanding contract claims. The settlement will be charged to and paid from the PTAE0 and FDOA Number listed.  
**ADOPTED BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS**
- 10-R-0298 ( 2)      A Resolution by **Finance/ Executive Committee** authorizing the Mayor to utilize GSA Contract #GS-35F-0195J for the renewal of Cisco's Smartnet Support Agreement from CDW Government, LLC for the City of Atlanta, Department of Aviation; in an amount not to exceed \$1,047,660.40 over a three year period; payments will be disbursed yearly at \$349,221.47. The software and support purchase will be charged to and paid from the FDOA Numbers listed; and for other purposes.
- Chairperson Adrean sounded the caption to Resolution 10-R-0298 and stated the committee recommendation was Favorable on Condition (receive substitute language). Following, Ms. Adrean made a Motion to bring forth the Substitute. It was properly Seconded and the Motion CARRIED by a roll call vote of 14 yeas; 0 nays. The Substitute was before Council. Chairperson Adrean then**



Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

**FINANCE/ EXECUTIVE COMMITTEE (3)**  
**YOLANDA ADREAN, CHAIR**

**RESOLUTIONS (CONT'D)**

10-R-0298 (2)      **made a Motion to Adopt on Substitute. Without Objection,**  
(Cont'd)            **the Motion CARRIED by a roll call vote of 14 yeas; 0 nays.**

**ADOPTED SUBSTITUTE BY A ROLL CALL VOTE OF 14 YEAS;**  
**0 NAYS**

10-R-0315 (3)      A Resolution by **Councilmembers Michael Julian Bond, Aaron**  
                             **Watson and H. Lamar Willis** to amend the City of Atlanta 2010  
                             Georgia General Assembly Legislative Package so as to call for the  
                             repeal of O.C.G.A. 16-11-173 (b) (1) prohibiting local governments  
                             from regulating gun sales and purchases among other actions;  
                             and for other purposes.

**ADOPTED BY A ROLL CALL VOTE OF 14 YEAS; 0 NAYS**

Council President Ceasar C. Mitchell Presided

**COMMITTEE REPORTS (CONT'D)**

**COMMITTEE ON COUNCIL (1)**

**FELICIA A. MOORE, CHAIR**

Attendance at the February 15, 2010 meeting of the Committee on Council was as follows:

Present: Councilmembers Moore (Chair), Wan, Sheperd, Winslow and Hall

Absent: Councilmember Bond

**COMMUNICATIONS**

- 10-C-0210 (1) A Communication by **Mayor Kasim Reed** to President Ceasar C. Mitchell and the Atlanta City Council, appointing Mrs. Sherri Thompson Dickerson as the Commissioner of the Department of Human Resources Chief, for the City of Atlanta. (Favorable by Finance/ Executive Committee 1/27/10, 1 Abstention; Held 2/1/10 by the Committee for further discussion and review and to allow the appointee an opportunity to speak with each Councilmember.)  
**CONFIRMED BY A ROLL CALL VOTE OF 13 YEAS; 1 NAY**

**RESOLUTIONS**

The following items (1 through 02 as follows) were taken as a collective vote.

- 10-R-0319 (1) A Resolution by **Community Development/ Human Resources Committee** appointing Attorney J.C. Love, III to the Board of Directors of the Atlanta Development Authority as the City Council appointee in the Business Category for a term of four (4) years, said term to begin upon the approval of this Resolution; and for other purposes. (Favorable by CD/ HR Committee 2/09/10, 1 Abstention.)  
**ADOPTED/ CONFIRMED BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**
- 10-R-0325 (2) A Resolution by **Finance/ Executive Committee** appointing Councilmember H. Lamar Willis to the Atlanta Regional Commission (ARC); and for other purposes. (Favorable by Finance/ Executive Committee 2/10/10.)  
**ADOPTED/ CONFIRMED BY A ROLL CALL VOTE OF 13 YEAS; 0 NAYS**
- 10-R-0326 (3) A Resolution by **Committee on Council** authorizing the City of Atlanta to accept the donation of Meeting Space, Banquet Services, Audio-Visual Services, Parking Accommodations and any related Incidental Services for the dates of February 18 and 19, 2010 worth a value of approximately \$9,000.00 from the Georgia Aquarium; and for other purposes.  
**ADOPTED BY A ROLL CALL VOTE OF 12 YEAS; 1 NAY**

**Council President Ceasar C. Mitchell Presided**

**COMMITTEE REPORTS (CONT'D)**

**CITY UTILITIES COMMITTEE (1)**

**NATALYN M. ARCHIBONG, CHAIR**

Attendance at the February 09, 2010 meeting of the City Utilities Committee was as follows:

Present: Councilmembers Archibong (Chair), Hall, Shook and Smith

Absent: Councilmembers Adrean and Watson

**The Standing Committee of City Utilities did not have a report.**

## **2/15/10 Action Minutes**

**Council President Ceasar C. Mitchell Presided**

### **COMMITTEE REPORTS (CONT'D)**

#### **COMMUNITY DEVELOPMENT/ HUMAN RESOURCES COMMITTEE (1)**

##### **JOYCE SHEPERD, CHAIR**

Attendance at the February 09, 2010 meeting of the Community Development/Human Resources Committee was as follows:

Present: Councilmembers Sheperd (Chair), Wan, Young, Winslow, Hall and Bond

Absent: None

**The Standing Committee of Community Development/ Human Resources Committee did not have a report.**

# **PERSONAL PAPERS**

Council President Ceasar C. Mitchell Presided

**PERSONAL PAPERS**

**RESOLUTIONS/ ADOPTED**

- 10-R-0402 ( 1)      A Resolution by **Councilmembers C. T. Martin, Joyce M. Sheperd, Alex Wan, Ivory Lee Young, Jr., H. Lamar Willis, Howard Shook, Aaron Watson and Carla Smith as Amended by Full Council** to request and authorize the City Auditor through the Audit Committee to conduct an independent performance and financial audit of the Municipal Court and the offices of the Solicitor and the Public Defender from 2004 to present which audit shall include but not be limited to budget, staffing, case load per judge, solicitor and public defender, number and types of cases, amount of revenue received in fines and forfeitures from each category of cases (including failures to appear and probation cases), revenue collection methods and procedures, grant sources, purposes and amounts, warrants, pretrial release and victim-witness programs, all specialty courts and any other matters which the Auditor and the Audit Committee deem relevant for review with regard to the operation of the Municipal Court; and for other purposes.

**Councilmember Martin made a Motion to Adopt Resolution 10-R-0402. It was Seconded by Councilmember Young and a discussion ensued. During discussion, Councilmember Archibong offered a Friendly Amendment to add the language “ and determine the number of calendars per day each judge presides over, including a breakdown of each calendar by day session and judge, as well as the number of hours spent per judge handling administrative duties per week.” Council then deferred the resolution to later during the meeting. Returning back to the legislation, Archibong/ Bottoms Amendment #1/#1 was sounded and Seconded by Councilmember Martin. Another discussion ensued, after which, Archibong/ Bottoms Amendment #1/#1 CARRIED by a roll call vote of 14 yeas; 0 nays. Following, Councilmember Martin made a Motion to Adopt as Amended. It was properly Seconded and CARRIED by a roll call vote of 14 yeas; 0 nays.**

**ADOPTED AS AMENDED BY A ROLL CALL VOTE OF 14 YEAS;  
0 NAYS**

- 10-R-0403 ( 2)      A Resolution by **Councilmembers Yolanda Adrean, Alex Wan, Kwanza Hall, Howard Shook and Ivory Lee Young, Jr.** requesting that the Mayor takes into consideration and funds priorities that the Atlanta City Council recommends being included in the 2011 budget; and for other purposes.

**Councilmember Adrean made a Motion to Adopt Resolution 10-R-0403. Following, Councilmember Winslow was**

Council President Ceasar C. Mitchell Presided

**PERSONAL PAPERS (CONT'D)**

**RESOLUTIONS/ ADOPTED (CONT'D)**

10-R-0403 ( 2)  
(Cont'd)                    **recognized and offered Amendment #1/#1 and a discussion ensued. After which, Winslow sounded Amendment #1/#1 to add language in Section #2 after the word Most, “we will have a full study and evaluation of other City assets.” It was properly Seconded and discussion continued, during which, Council deferred the resolution to later during the meeting. Returning back to the legislation, Winslow Amendment #1/#1 was sounded. It was properly Seconded and the Motion CARRIED by a unanimous roll call vote of 15 yeas; 0 nays. Councilmember Adrean then made a Motion to Adopt as Amended. It was properly Seconded and the Motion CARRIED by a unanimous roll call vote of 15 yeas; 0 nays.**

**ADOPTED AS AMENDED BY A UNANIMOUS ROLL CALL VOTE OF 15 YEAS; 0 NAYS**

10-R-0406 ( 3)                    **A Resolution by Councilmembers Howard Shook, H. Lamar Willis and C. T. Martin a resolution by the Atlanta City Council indicating its continued spirited support of the intention to sell and/or lease the Atlanta Detention Center to Fulton County; and for other purposes.**

**Councilmember Shook made a Motion to Adopt Resolution 10-R-0406. It was properly Seconded and a discussion ensued. During discussion, Councilmember Moore offered Amendment #1/#1 to add a new “3<sup>rd</sup> Resolved Clause to read as follows: “that the President shall appoint four (4) members of the Atlanta City Council to serve on the negotiation team;” and a 4<sup>th</sup> Resolve Clause to read as follows: “that the appointed Councilmembers shall report back to the Full Council after every meeting as to the negotiation team’s progress.” It was properly Seconded and CARRIED by a unanimous roll call vote of 15 yeas; 0 nays. Subsequently, Councilmember Shook made a Motion to Adopt as Amended. Without Objection, the Motion CARRIED by a unanimous roll call vote of 15 yeas; 0 nays.**

**ADOPTED AS AMENDED BY A UNANIMOUS ROLL CALL VOTE OF 15 YEAS; 0 NAYS**

**ORDINANCES/ REFERRED**

10-O-0387 ( 1)                    **An Ordinance by Councilmember Yolanda Adrean to rezone 1082, 1088 and 1094 Moores Mill Road from R-3 (Single-Family Residential) to R-2B (Single-Family Residential).**

**REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE WITHOUT OBJECTION**

Council President Ceasar C. Mitchell Presided

**PERSONAL PAPERS (CONT'D)**

**ORDINANCES/ REFERRED (CONT'D)**

- 10-O-0388 (2) An Ordinance by Councilmembers Michael Julian Bond, Keisha Bottoms, Aaron Watson, C. T. Martin, Joyce M. Sheperd, Cleta Winslow, Ivory Lee Young, Jr., Kwanza Hall and H. Lamar Willis to amend Article III, ("Pawn Brokers"), of Chapter 122, ("Second Hand Goods"), of the Code of Ordinances of the City of Atlanta, Georgia, by creating a new Section 122-88 to be entitled "Location Restrictions" so as to regulate the location of Pawn Shops and similar places where money is advanced on goods or other effects or merchandise of any kind is taken in pawn; and for other purposes.

**REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE WITHOUT OBJECTION**

- 10-O-0391 (3) An Ordinance by Councilmember Howard Shook to zone property located at **1199 Roxboro Drive** to the R-3 Single Family Residential District; and for other purposes.

**REFERRED TO ZONING REVIEW BOARD AND ZONING COMMITTEE WITHOUT OBJECTION**

- 10-O-0392 (4) An Ordinance by Councilmember Howard Shook to amend the Land Use Element of the City of Atlanta 2008 Comprehensive Development Plan (CDP) so as to designate property located at **1199 Roxboro Drive** to the Single-Family Residential Land Use Classification; and for other purposes.

**REFERRED TO COMMUNITY DEVELOPMENT/ HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION**

- 10-O-0393 (5) An Ordinance by Councilmember Howard Shook to provide for the annexation of property located at **1199 Roxboro Drive** to the corporate limits of the City of Atlanta, Georgia pursuant to the 100% method; to authorize the Law Department to seek preclearance from the United States Department of Justice and to notify the Georgia Department of Community Affairs of such annexation; and for other purposes.

**REFERRED TO FINANCE/ EXECUTIVE COMMITTEE WITHOUT OBJECTION**

- 10-O-0397 (6) An Ordinance by Councilmember H. Lamar Willis amending Section 162-227 and Section 162-232 of the City of Atlanta Code of Ordinances so as to establish fees for the administrative costs associated with nonconsensual motor vehicle towing; and for other purposes.

**REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE WITHOUT OBJECTION**



Council President Ceasar C. Mitchell Presided

**PERSONAL PAPERS (CONT'D)**

**ORDINANCES/ REFERRED (CONT'D)**

- 10-O-0398 (7)      An Ordinance by **Councilmembers Ivory Lee Young, Jr., Michael Julian Bond and Joyce M. Sheperd** to amend Article II, Section 29, of the Atlanta Housing Code of 1987, Appendix "E" of the City of Atlanta Land Development Code, Entitled "Minimum Specifications to Abate Interior Requirements in Vacant Dwelling Units," so as to require minimum boarding specifications for structures boarded for six months or less; so as to require minimum boarding specifications for structures boarded for greater than six months; so as to allow boarding for greater than six months upon written approval from the Director of the Bureau of Code Compliance and upon implementation of minimum boarding specifications set forth herein; and for other purposes.  
**REFERRED TO COMMUNITY DEVELOPMENT/ HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION**
- 10-O-0399 (8)      An Ordinance by **Councilmember Ivory Lee Young, Jr.** to amend Article XXIII, ("Vending on Public Property"), of Chapter 30, ("Businesses"), Section 30-1436 ("Disabled Veterans"), of the Code of Ordinances of the City of Atlanta, Georgia, so as to expressly exempt disabled veterans from participation in the Public Vending Management Program; and for other purposes.  
**REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE WITHOUT OBJECTION**
- 10-O-0400 (9)      An Ordinance by **Councilmembers Keisha Lance Bottoms and C. T. Martin** authorizing the Mayor or his designee to make Willis Mill Road, SW, an all-way stop where it intersects with Wilson Drive, SW; and for other purposes.  
**REFERRED TO TRANSPORTATION COMMITTEE WITHOUT OBJECTION**
- 10-O-0401 (10)      An Ordinance by **Councilmember C. T. Martin** to grant amnesty on late fees, penalties and interest for unpaid parking tickets; to provide that no additional fees, penalties or interest shall be assessed against the obligor for late payments; to repeal conflicting ordinances; and for other purposes.  
**REFERRED TO FINANCE/ EXECUTIVE COMMITTEE WITHOUT OBJECTION**

Council President Ceasar C. Mitchell Presided

**PERSONAL PAPERS (CONT'D)**

**RESOLUTIONS/ REFERRED**

- 10-R-0389 ( 1 )      A Resolution by **Councilmember Michael Julian Bond** to express the intent of the Atlanta City Council to provide that all business license, zoning and variance applications placed on the agenda of the relevant Neighborhood Planning Unit ("NPU") are also placed on the agenda of the adjacent NPU(s); to create a task force to recommend changes to the City of Atlanta Code of Ordinances to achieve said intent; and for other purposes.  
**REFERRED TO PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE WITHOUT OBJECTION**
- 10-R-0390 ( 2 )      A Resolution by **Councilmembers Howard Shook, Felicia A. Moore, Yolanda Adrean, Alex Wan, H. Lamar Willis, C. T. Martin and Aaron Watson** requesting that the Administration propose options to the City Council for elimination of deficits to the Capital Finance, Solid Waste, E-911 and Underground Atlanta Enterprise Funds; and for other purposes.  
**REFERRED TO FINANCE/ EXECUTIVE COMMITTEE WITHOUT OBJECTION**
- 10-R-0394 ( 3 )      A Resolution by **Councilmember Alex Wan** authorizing the Bureau of Planning to change the lot dimensions on the City of Atlanta Cadastral Map for an improved legal, non-conforming lot at **934 Adair Avenue**; and for other purposes.  
**REFERRED TO COMMUNITY DEVELOPMENT/ HUMAN RESOURCES COMMITTEE WITHOUT OBJECTION**
- 10-R-0395 ( 4 )      A Resolution by **Councilmember Joyce M. Sheperd** authorizing the Mayor to execute the First Amendment to the Intergovernmental Agreement between the City of Atlanta and the McPherson Planning Local Redevelopment Authority, Inc., in order to extend the Intergovernmental Agreement term to April 20, 2010 from February 20, 2010, so as to permit the completion of the re-zoning work relating to Fort McPherson, which is being fully funded by a grant from the United States Office of Economic Adjustment; to authorize the Mayor to further extend said Intergovernmental Agreement by an additional four (4) months (subject to availability of funds therefor); and for other purposes.  
**REFERRED TO FINANCE/ EXECUTIVE COMMITTEE WITHOUT OBJECTION**
- 10-R-0396 ( 5 )      A Resolution by **Councilmembers Joyce M. Sheperd, Aaron Watson, Alex Wan, Keisha Bottoms, Natalyn Archibong, C. T. Martin, Michael Julian Bond, Cleta Winslow, H. Lamar Willis, Ivory Lee Young, Jr., Carla Smith, Kwanza Hall, Howard Shook and Yolanda Adrean** to support House Bill 1173 to provide for vacant property registration that is presently before the Georgia General Assembly; and for other purposes.

**REFERRED TO FINANCE/ EXECUTIVE COMMITTEE WITHOUT  
OBJECTION**

## **ADJOURNMENT**

Council President Ceasar C. Mitchell Presided

**ADJOURNMENT**

There being no further business to discuss, the February 15, 2010 meeting of the Atlanta City Council was adjourned at 4:38 p.m.

**ADJOURNMENT ROLL CALL:** Council President Ceasar C. Mitchell (1); Councilmembers Hall, Young, Winslow, Archibong, Wan, Shook, Adrean, Moore, Martin, Bottoms, Sheperd, Bond and Willis (13); the attendance of Councilmembers Smith and Watson were not signified upon the adjourning roll call (2).